

RESOLUTION NO. 75235

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE DESIGNATING A PORTION OF WINCHESTER BOULEVARD AS A TARGETED BUSINESS AREA

WHEREAS, pursuant to the provisions of Title 18 of the San José Municipal Code, on December 1, 2009, the City Council adopted Resolution No. 75193 including an amendment to the text of the San José 2020 General Plan, file number GP09-T-03 ("General Plan Text Amendment"), to facilitate economic development and commercial intensification in areas located on, but not limited to, Transit-Oriented Development Corridors, Arterials, or Major Collectors on the San Jose 2020 General Plan Land Use/Transportation Diagram ("Targeted Business Areas"); and

WHEREAS, the General Plan Text Amendment shall take effect 30 days after its adoption, to wit: December 31, 2009; and

WHEREAS, the intent of the General Plan Text Amendment, as discussed by the City Council upon its adoption, enables the City Council to identify and designate Targeted Business Areas by resolution; and

WHEREAS, the portion of Winchester Boulevard within the corporate boundaries of the City of San José, including all parcels fronting onto Winchester Boulevard generally from Forest to Hamilton Avenues, as depicted on Exhibit "A" attached hereto and incorporated herein by reference ("proposed Winchester Boulevard Targeted Business Area"), has a predominance of commercial businesses; and

WHEREAS, the proposed Winchester Boulevard Targeted Business Area qualifies as a Targeted Business Area because it is a Transit-Oriented Development Corridor within the San Jose 2020 General Plan, and as such, this Corridor is planned to intensify with a mix of commercial as well as other uses to foster economic development per the San

José 2020 General Plan and

WHEREAS, the City Council is interested in the rapid application of the General Plan Text Amendment for economic development purposes; and

WHEREAS, on December 15, 2009, the City Council conducted a duly noticed public hearing on the designation of the proposed Winchester Boulevard Targeted Business Area; and

WHEREAS, the City Council gave all persons full opportunity to be heard and to present evidence and testimony respecting said matter; and

WHEREAS, said hearing was conducted in all respects as required by the San José Municipal Code and the rules of this City Council;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The Council finds and declares that the proposed Winchester Boulevard Targeted Business Area is appropriate for designation as a Targeted Business Area in accordance with the General Plan Text Amendment authorizing such designations because this area is planned for more intensive economic development consistent with the goals, policies, and land use designations of the San Jose 2020 General Plan.
2. The proposed Winchester Boulevard Business Area depicted on Exhibit "A," attached hereto and incorporated herein by this reference, is designated as a Targeted Business Area pursuant to the provisions of the San Jose 2020 General Plan as amended by the General Plan Text Amendment.

3. The Targeted Business Area designated in Exhibit "A" hereto shall be named and hereafter known as the "Winchester Boulevard Targeted Business Area."
4. This resolution shall take effect on December 31, 2009.

ADOPTED this 15th day of December, 2009, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, KALRA,
OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: HERRERA, LICCARDO, NGUYEN.

DISQUALIFIED: NONE.



CHUCK REED
Mayor

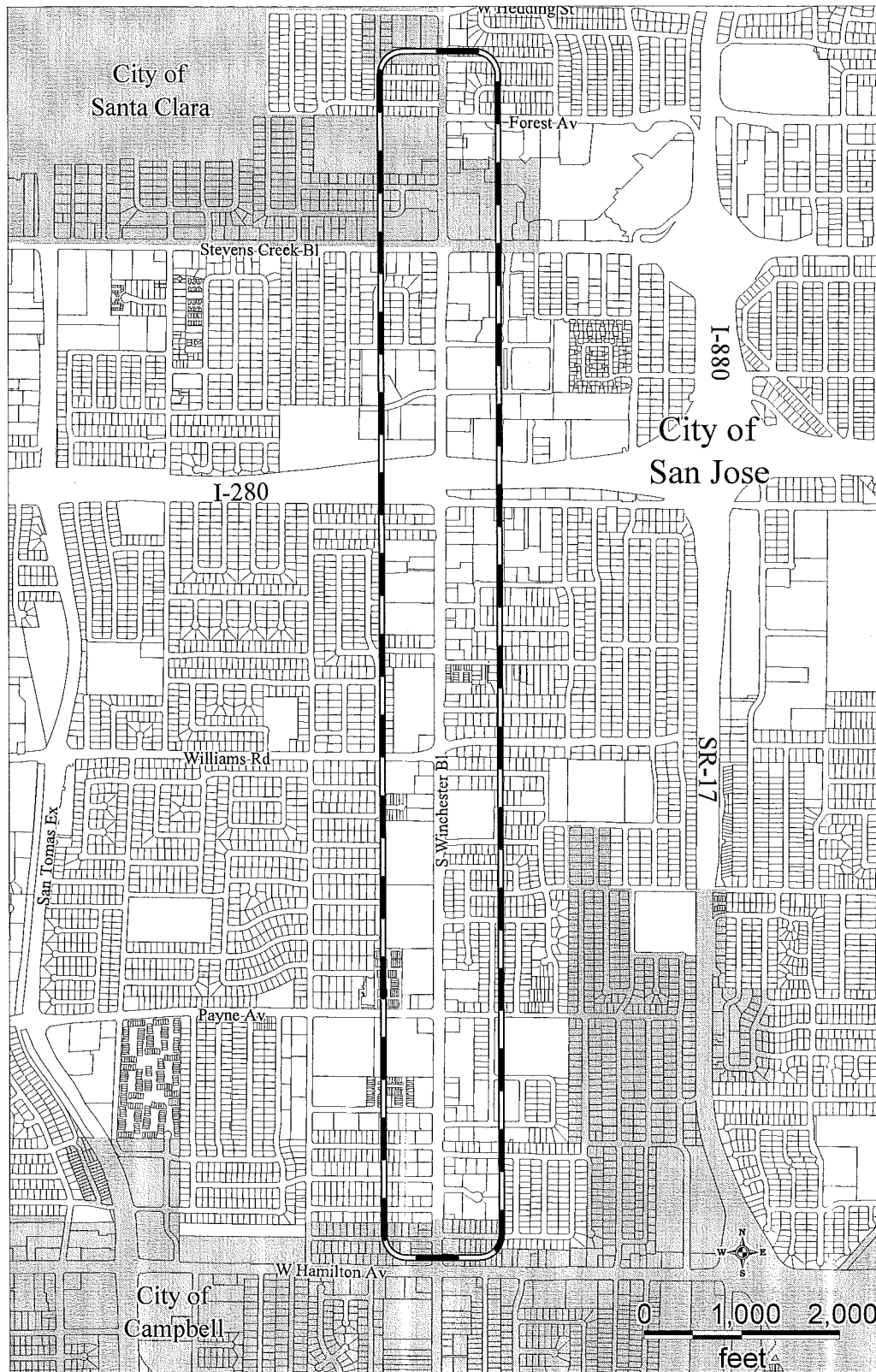
ATTEST:



LEE PRICE, MMC
City Clerk

EXHIBIT A

Winchester Boulevard Targeted Business Area



Note: Business area excludes
regions not within the
CSJ city limits

Exhibit A

Targeted Business Area